

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ABINGDON DIVISION

TERESA D. FORTNER,)
Plaintiff,) Case No. 1:05CV00024
v.)) **JUDGMENT**
COMMISSIONER OF SOCIAL) By: James P. Jones
SECURITY,) Chief United States District Judge
Defendant.)

It appearing that no objections have been timely filed to the Report filed October 12, 2005, setting forth the findings and recommendations of the magistrate judge, it is **ADJUDGED AND ORDERED** as follows:

1. The Report and its findings and recommendations are wholly ACCEPTED;
2. The Motion for Summary Judgment by the Commissioner of Social Security (“Commissioner”) is GRANTED;
3. The final decision of the Commissioner is AFFIRMED; and
4. This case is closed.

ENTER: November 1, 2005

/s/ JAMES P. JONES
Chief United States District Judge